January 22, 2008 - Regular Town Council Meeting

At a Regular Meeting of the Town Council of the Town of Middletown, RI, held at the Middletown Town Hall on Tuesday, January 22, 2008 at 7:00 P.M.

Council President Paul M. Rodrigues, arrives at 7:15 P.M.

Vice Chair Shirley R. Mello, Presiding

Councillor Barbara A. Barrow

Councillor Louis P. DiPalma

Councillor M. Theresa Santos

Councillor Robert J. Sylvia, Members Present

Councillor Edward J. Silveira, Jr., Absent

CONSENT CALENDAR

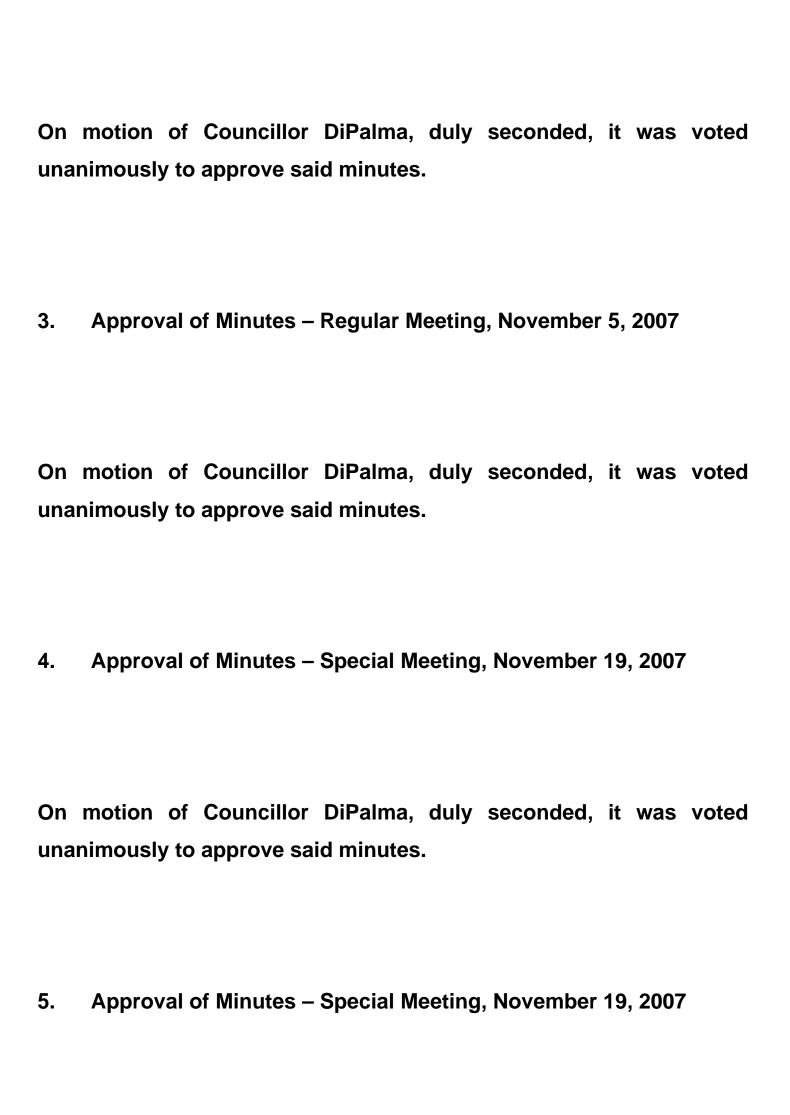
Vice Chair Mello requested that items #1 thru #12 be heard under the rules of the Town Council portion of the docket and item #22 be heard at the end of the docket.

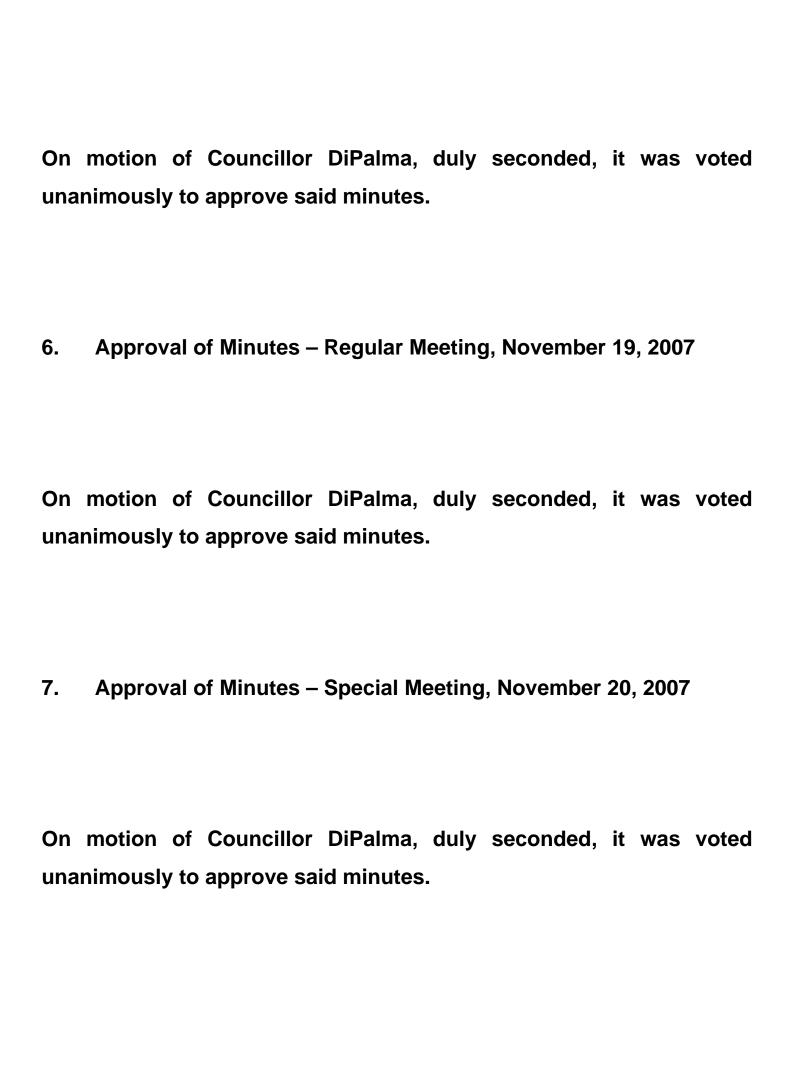
Councillor DiPalma requested that item #19 be heard under the rules of the Town Council portion of the docket.

1. Approval of Minutes – Special Meeting, November 5, 2007

On motion of Councillor DiPalma, duly seconded, it was voted unanimously to approve said minutes.

2. Approval of Minutes – Special Meeting, November 5, 2007

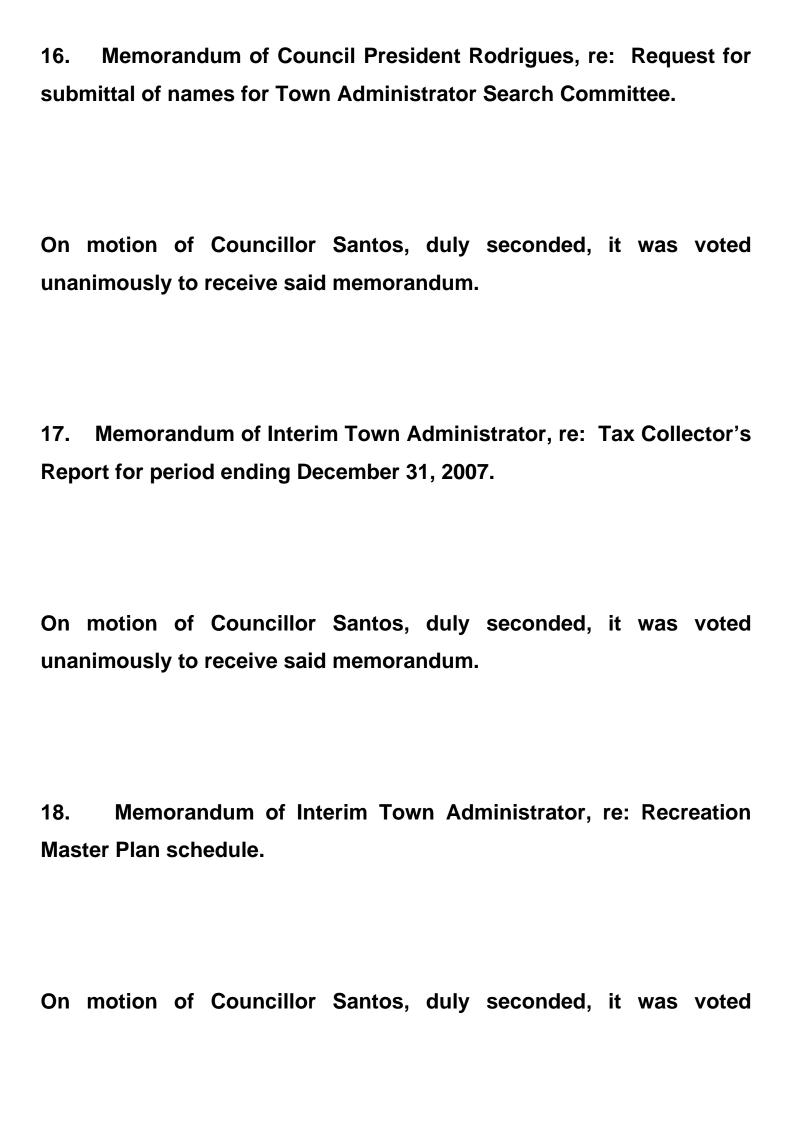




8. Approval of Minutes – Special Meeting, November 26, 2007
On motion of Councillor DiPalma, duly seconded, it was voted unanimously to approve said minutes.
9. Approval of Minutes – Regular Meeting, December 3, 2007
On motion of Councillor DiPalma, duly seconded, it was voted unanimously to approve said minutes.
10. Approval of Minutes – Special Meeting, December 9, 2007
On motion of Councillor DiPalma, duly seconded, it was voted unanimously to approve said minutes.

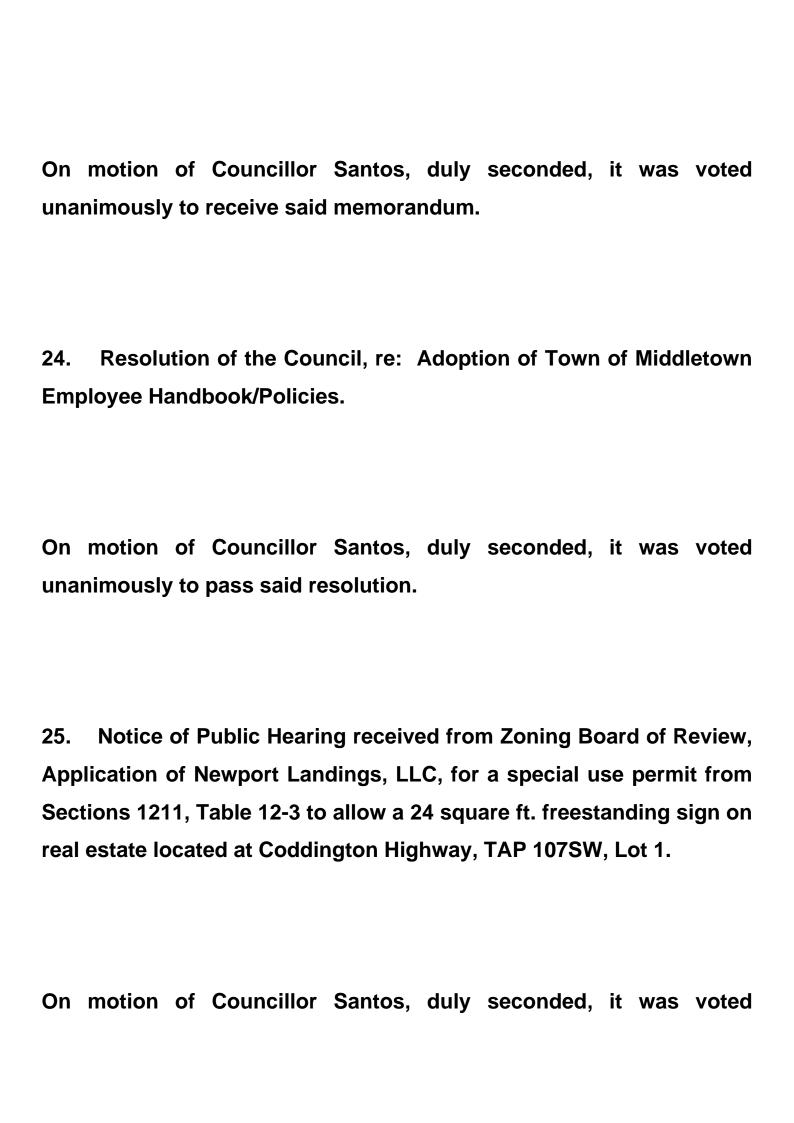
11. Approval of Minutes – Special Meeting, December 10, 2007
On motion of Councillor DiPalma, duly seconded, it was voted unanimously to approve said minutes.
12. Approval of Minutes – Regular Meeting, January 7, 2008
On motion of Councillor DiPalma, duly seconded, it was voted unanimously to approve said minutes.
13. Applications received from the following named persons, firms and corporations for RENEWAL of Drain Layers Licenses for the 2008-2009 licensing year. (See Attached List)
On motion of Councillor Santos, duly seconded, it was voted

unanimously to grant said renewals.
14. Application of Michael S. Fisher, dba Bumpers Billiard Center, 999 West Main Road, for RENEWAL of Billiards License for the 2008-2009 licensing year.
On motion of Councillor Santos, duly seconded, it was voted unanimously to grant said renewal.
15. Application of Michael S. Fisher, dba Bumpers Billiard Center, 999 West Main Road, for RENEWAL of license authorizing Sunday Operation of Billiards Center for the 2008-2009 licensing year.
On motion of Councillor Santos, duly seconded, it was voted unanimously to grant said renewal.



unanimously to receive said memorandum.
19. Memorandum of Interim Town Administrator, with enclosures, re: NRS's report – Property located behind Forest Avenue School.
On motion of Councillor Santos, duly seconded, it was voted unanimously to receive said memorandum.
Antone Viveiros, 110 Indian Hill Road, addressed the Council requesting the Town to keep the area open space.
20. Memorandum of Interim Town Administrator, with enclosures, re: Recommending Council to support School Superintendent's legislature request for increased group home funding.
On motion of Councillor Santos, duly seconded, it was voted

unanimously to receive said memorandum.
21. Resolution of the Council, re: Supporting increased group home funding.
On motion of Councillor Santos, duly seconded, it was voted unanimously to pass said resolution.
22. Memorandum of Interim Town Administrator, with enclosures, re: Fiscal Year 2007 Audit.
It was requested by Vice Chair Mello to discuss this item at the end of the Town Council docket.
23. Memorandum of Interim Town Administrator, with enclosures, re: Adoption of Town of Middletown Employee Handbook/Policies.



unanimously to receive said notice.

26. Communication of Nancy L. Freeman, Senior Environmental Scientist, Office of Water Resources, RI Dept. of Environmental Management, re: Freshwater wetlands permit modification for Lot 24A, TAP 112, Oliphant Lane – Potter League for Animals.

On motion of Councillor Santos, duly seconded, it was voted unanimously to receive said communication.

27. Communication of Charles A. Horbert, Permitting Supervisor, Office of Water Resources/Permitting Section, RI Dept. of Environmental Management, re: Freshwater wetlands permit modification for Lots 3, 3A, 3B and 5, TAP 113, approximately 200 feet south of the intersection of Forest Avenue and Winfield Court.

On motion of Councillor Santos, duly seconded, it was voted unanimously to receive said communication.

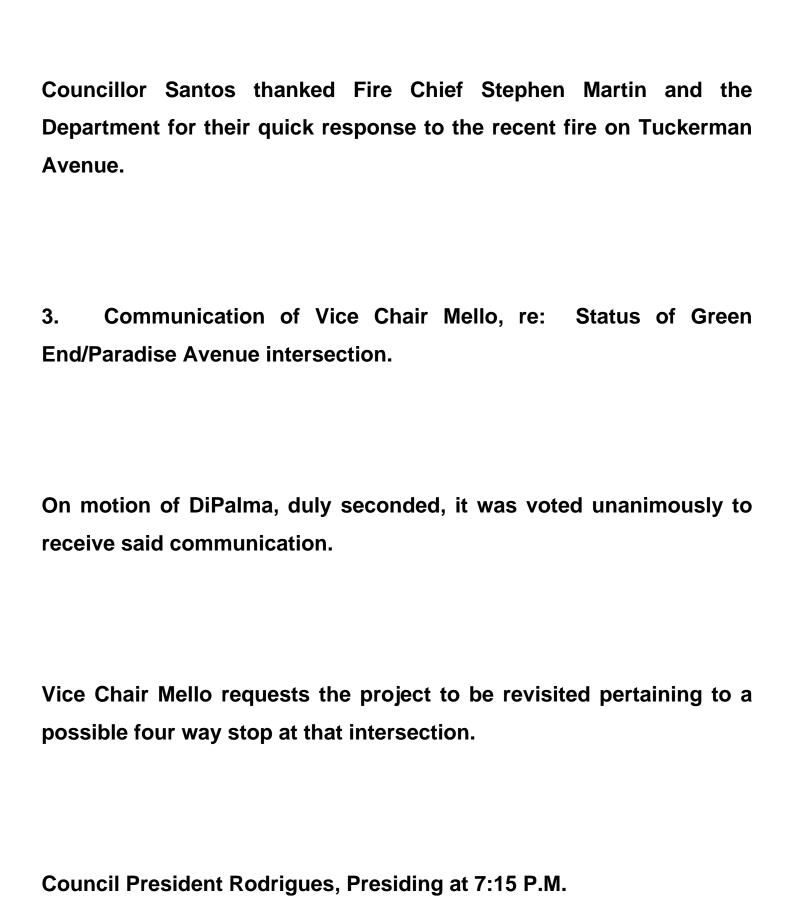
TOWN COUNCIL

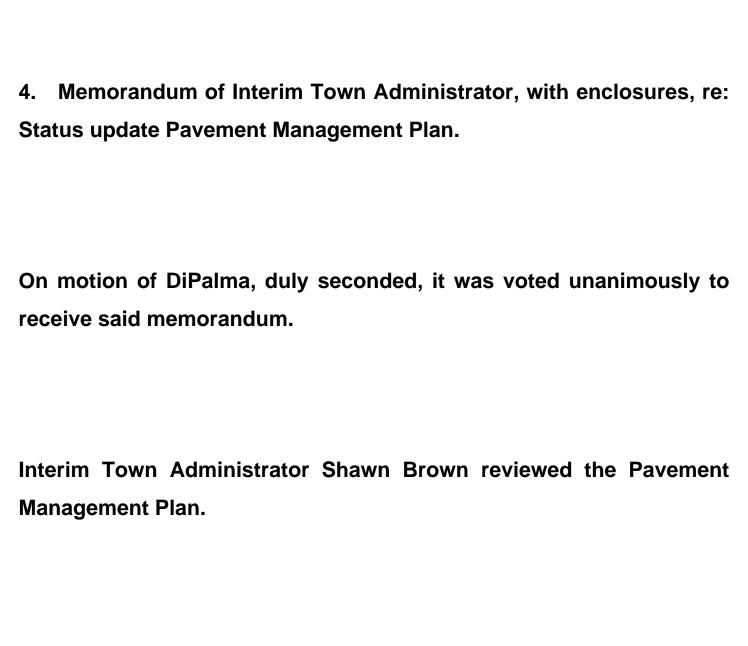
1. Resolution of the Council, re: Commendation for 2007 Middletown High School Girls Volleyball Team, Division III State Champions.

On motion of Councillor DiPalma, duly seconded, it was voted unanimously to continue this matter to February 4, 2008, the next regular meeting of the Council.

2. Email communication of Councillor Santos, re: Recent fire on Tuckerman Avenue.

On motion of Councillor DiPalma, duly seconded, it was voted unanimously to receive said email communication.





Town Engineer Warren Hall addressed the Council noting that an inventory of all roads throughout the entire Town has been completed. The next steps are to evaluate the condition of each road and place them into categories according to their condition. The final report will be presented to the Council, following the review by the Roads and Utilities Committee in February.

5. Appointment of (1) member to the Information Technology

Advisory Committee, for a term expiring September 2008.
On motion of Vice Chair Mello, duly seconded, it was voted unanimously to appoint George H. Steele to said board, for a term expiring in September 2008.
6. Discussion of FY2008 State of Rhode Island Supplemental Budget.
On motion of Vice Chair Mello, duly seconded, it was voted unanimously to receive FY2008 State of Rhode Island Supplemental Budget for discussion.
Council President Rodrigues noted concern that this budget could be costly to the Town of Middletown.

Interim Town Administrator Shawn Brown noted the Governor would be cutting approximately \$171,200. Mr. Brown reviewed the following Preliminary Recommendation – Budget transfers to offset State reduction in General Revenue Sharing and MV Phaseout FY 2008 entered here:

Item # 22 - From Consent Calendar

Memorandum of Interim Town Administrator, with enclosures, re: Fiscal Year 2007 Audit.

Interim Town Administrator Shawn Brown reviewed the memorandum entered here:

On motion of Vice Chair Mello, duly seconded, it was voted unanimously to receive said memorandum.

Antone Viveiros, 110 Indian Hill Road, noted that he is glad that the Town is addressing the shortfall in the state budget. Mr. Viveiros also noted concern with the Audit pertaining to the reserve fund balance.

PUBLIC FORUM SESSION

Pursuant to Rule 23 of the Rules of the Council, Citizens may address the town on one (1) subject only, said subject of substantive Town business, neither discussed during the regular meeting nor related to personnel or job performance. Citizens may speak for no longer than five (5) minutes and must submit a public participation form to the Council Clerk prior to the start of the meeting.

No one addressed the Council during this session.

On motion of Vice Chair Mello, duly seconded, it was voted unanimously to adjourn this meeting at 8:00 P.M.

Wendy J.W. Marshall, CMC

Council Clerk

Wendy J. W. Marshall, CMC

Town Clerk